

STATE OF SOUTH CAROLINA

(Caption of Case)

Amended Application of Jacabb Utilities, LLC for approval of a contract with Love's Travel Stops and Country Stores Inc., to service Love's Travel Stop and County Store

BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

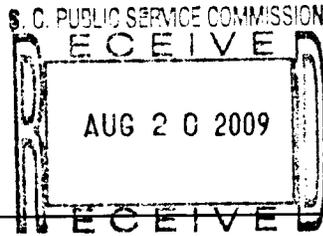
COVER SHEET

DOCKET

NUMBER: 2009 - 331 - S

218683

SA



(Please type or print)

Submitted by: Stephen R. Goldie

SC Bar Number:

Address: 210 W. North 2nd Street

Telephone: 864-882-8194

Seneca, SC 29678

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Other:

Email: sheilat@goldieassociates.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

- Emergency Relief demanded in petition, Request for item to be placed on Commission's Agenda expeditiously, Other:

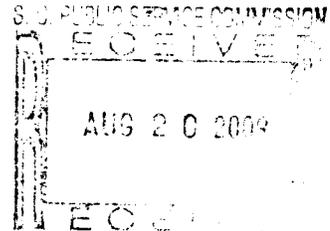
Table with 2 columns: INDUSTRY (Check one) and NATURE OF ACTION (Check all that apply). Includes categories like Electric, Gas, Sewer, and various legal actions like Affidavit, Agreement, Motion, etc.



August 18, 2009

VIA - FIRST CLASS MAIL

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, SC 29210



RE: Amended Application of Jacabb Utilities, LLC for approval of a contract with Love's Travel Stops and Country Stores, Inc. to service Love's Travel Stop and Country Store – Docket No. 2009-331-S

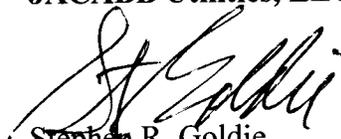
Dear Mr. Terreni:

Enclosed for filing are the original and ten (10) copies of the Amended Application of Jacabb Utilities, LLC in the above reference matter. This amended application changes the jurisdiction from Oconee to Anderson County. The exhibits are not attached to this amendment; there are no changes that affect the exhibits. I would appreciate your acknowledging receipt of this document by date-stamping the extra copy of this letter that is enclosed and returning it to me via first class mail.

By copy of this letter, I am serving the Office of Regulatory Staff and enclose a certificate to that effect. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

JACABB Utilities, LLC


Stephen R. Goldie
Managing Owner

Enclosure

cc: Dukes Scott, Executive Director, ORS
James S. Eakes, Esquire

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2009-331- S

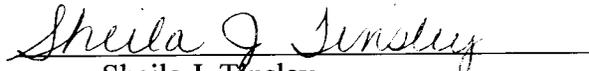
IN RE:

Amended Application of Jacabb Utilities,)
LLC for approval of a contract with Love's)
Travel Stops and Country Stores, Inc. to)
serve the Love's Travel Stop and Country)
Store)

CERTIFICATE OF SERVICE

This is to certify that I have caused to be served this day one (1) copy of the **Amended Application (without exhibits)** by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows:

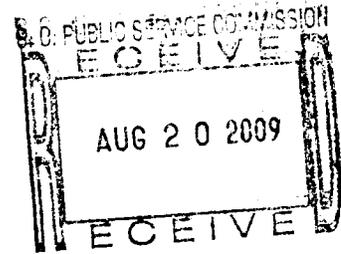
Dukes Scott
Office of Regulatory Staff
Post Office Box 11263
Columbia, SC 29211



Sheila J. Tinsley

Seneca, South Carolina
This 19 day of August 2009

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2009-331-S



IN RE:

Amended Application of Jacabb Utilities,)
LLC for approval of a contract with)
Love's Travel Stops and Country Stores,)
Inc. to serve the Love's Travel Stop)
and Country Store)

AMENDED APPLICATION

Jacabb Utilities, LLC ("Applicant" or "Utility") hereby submits a contract between it and Love's Travel Stops and Country Stores, Inc. ("Developer") for consideration by this Honorable Commission under Vol. 26 S.C. Code Ann. Regs. R.R. 103-541 (Supp.2007). In support of this Application, Applicant would respectively show as follows:

1. Applicant is a public utility currently authorized to operate water and wastewater systems under the jurisdiction of the Commission in Anderson County, as well as certain other counties in this state. Its corporate charter is presently on file with the Commission and an appropriate bond has been posted with same.
2. The Applicant seeks approval of an agreement entered into between Applicant and the Developer dated July 31, 2008 ("Agreement"), a copy of which is attached hereto and incorporated herein by reference as Exhibit "A". Applicant will provide service to the proposed development pursuant to all of the terms and conditions as approved by the Commission.

3. Pursuant to this agreement, Applicant proposes to serve the Love's Travel Stop and Country Store which will include an Arby's Restaurant, restrooms and showers from which the total sewage flow would not exceed 10,000 gallons per day (gpd). The Agreement provides, *inter alia*, that Developer will construct all of the necessary sewer facilities ("Facilities") required to serve the Property, acquire all necessary easements and rights-of-way ("Easements") and convey such Facilities and Easements to Applicant. Performance of the Agreement is conditioned upon its approval by this Commission.

4. Pursuant to Article III, §1 of the Agreement, Applicant has agreed to supply all customers within the Love's Property with adequate and customary sanitary sewer service.

5. Applicant submits that the public convenience and necessity will be served by the approval of this Agreement. Applicant further submits that no hearing in this matter is required.

6. The Developer will be the single customer for the Applicant at the Love's Travel Stop and Country Store. The Applicant therefore requests the contract between the Developer and Applicant be approved for the Property's sewer service for the Love's Travel Stop and Country Store.

7. All correspondence and communications regarding this matter should be sent to the undersigned.

WHEREFORE, having fully set forth its Application, Applicant prays that the Agreement, be approved; that a hearing on the within matter be waived or review of the within application be expedited, and that Applicant be granted such other and further relief as the Commission may deem just and proper.



Stephen R. Goldie
JACABB Utilities, LLC
210 W. North Second Street
Seneca, SC 29678
(864) 882-8194
Managing Owner

James S. Eakes
Allen and Eakes
PO Box 1405
Anderson, SC 29622
(864) 224-1681

Attorney for Applicant

Anderson, South Carolina

This 18 day of August 2009